

**REMARKS**

**Status of the Claims**

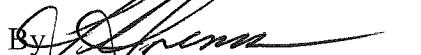
The Examiner noted in the Notice of Non-Compliant Amendment dated February 2, 2009 that claims 27-35 submitted with Applicant's amendment submitted on November 10, 2008 contained incorrect status identifiers. Applicant hereby provides a revised listing of the claims which correct the deficiencies in the status identifiers. Applicant's respectfully requests that the claims submitted with this response replace the claims submitted with Applicant's response dated November 10, 2008. No new matter has been added.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

If the Examiner has any questions concerning this application, the Examiner is requested to contact Leonard R. Svensson, Reg. No. 30,330 at the telephone number of (858) 792-8855. Facsimile communications may be sent to the undersigned at the facsimile number of (858) 792-3785.

Dated: February 4, 2009

Respectfully submitted,

By 

Leonard R. Svensson  
Registration No.: 30,330  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
12770 High Bluff Drive  
Suite 260  
San Diego, California 92130  
(858) 792-8855  
Attorney for Applicant